

TOWN OF NEW HARTFORD

APPLICATION FOR LICENSE PURSUANT TO NEW YORK
GENERAL BUSINESS LAW, ARTICLE 29F, TO CONDUCT CLOSING OUT SALE, or A SALE
OF GOODS DAMAGED BY FIRE, SMOKE OR WATER or A DEFUNCT BUSINESS SALE

TO: TOWN CLERK
TOWN OF NEW HARTFORD
8635 Clinton Street
New Hartford, NY 13413

Date of Application: _____

Check One of the Following:

- A. _____ This is an Application for a license for a “closing out sale.” [Application must be filed at least 15 days prior to date on which sale is to commence].
- B. _____ This is an Application for a license for a “sale of goods damaged by fire, smoke, or water.” [Application may be made at any time prior to the date on which sale is to commence].
- C. _____ This is an Application for a license for a “defunct business sale.” [Application must be filed at least 15 days prior to date on which sale is to commence].

1 a. Name of Applicant: _____

b. Address of Applicant: _____

c. Name of true owner of goods to be sold: _____

d. If Applicant is a partnership, names and addresses of all partners:

e. If Applicant is a corporation, date and place of incorporation:

i. Address of principal office in NY _____

ii. Names and addresses of all officers _____

iii. Whether controlling interest in Applicant was transferred within last 6 months
Yes _____ No _____

2. Name and Address of person or persons who will be in charge and responsible for conduct of sale _____
- 3 a. Exact address at which sale is to be conducted: _____
- b. Length of time Applicant has been in business at said address: _____
4. Date on which sale is to begin: _____
- 5 a. Nature of occupancy where sale is to be held (whether by lease or otherwise)

6. Reason for sale: _____
7. Descriptive name of sale: _____
8. If A or C has been checked (on first page), state:
 - a. Whether business is to be terminated permanently or reopened at another location

 - b. Address at which business is to be reopened _____
 - c. Whether Applicant intends to resume operation of business upon termination of sale
_____ Yes _____ No
 - d. Name or designation under which such business is to be resumed _____

9. Attached and made a part hereof is a full, complete, detailed and itemized inventory of goods to be sold (hereafter referred to as "Inventory")
10. If B (on page 1) is checked and Applicant was not the owner of the goods to be offered for sale at the time they were damaged, Applicant must attach to this Application copies of the bill of sale and all other documents connected with such transfer obtained by Applicant from previous owner.
11. If C (on page 1) has been checked and Applicant was not the owner of the goods to be offered for sale at the time of the occurrence of the circumstances warranting the termination of such business, Applicant must attach to this Application copies of the bill of sale and the official appraisal made by the trustee, receiver, assignee for benefit of creditors, referee in bankruptcy, or the personal representative of the decedent.

Applicant's Representations:

12. No goods, wares and merchandise will be added to the Inventory after the filing of this Application with the Town Clerk.
13. Any goods, wares and merchandise that have been purchased for resale were so purchased on orders without cancellation privileges, and none of the goods, wares and merchandise purchased for resale were purchased on consignment.
14. No goods, wares and merchandise listed in the Inventory have been the subject of a licensed sale conducted within one year prior to Date of Application, unless they were damaged by fire, smoke or water while in Applicant's possession.

APPLICANT'S NAME: _____

SIGNED BY: _____

TITLE: _____

STATE OF NEW YORK)
COUNTY OF ONEIDA) ss.:

_____, being duly sworn, deposes and says:

Check applicable:

_____ Individual
Verification

deponent is _____ the Applicant named in the above Application; deponent has read the foregoing Application and knows, the contents thereof; the same is true to deponent's own knowledge, except as to the matters therein stated to be alleged on information and belief, and as to those matters deponent believes it to be true.

_____ Corporate
Verification

deponent is the _____ of _____, a _____ corporation, the Applicant named in the above Application; deponent has read the foregoing Application and knows the contents thereof; and the same is true to deponent's own knowledge, except as to the matters therein stated to be alleged upon information and belief, and as to those matters deponent believes it to be true. This verification is made by deponent because Applicant is a corporation and deponent is an officer thereof.

Signed: _____
(Also print name under this line)

Sworn to before me on

_____ day of _____ 20__.

Notary Public

INVENTORY:

APPLICANT _____

General Business Law Section 583 requires that the Application to conduct a “closing out sale” or a “sale of goods damaged by fire, smoke or water,” or a “defunct business sale” shall include a full, complete, detailed and itemized inventory of the goods, wares, and merchandise to be offered at such sale is disclosed by applicant’s records, which inventory shall:

(i) Itemize the goods, wares and merchandise to be offered for sale with sufficient information concerning each item, including quantity, make, brand name, model and manufacturer’s name, if any, to be clearly identify it:

(ii) Separately list those goods, wares and merchandise to be offered for sale which were purchased and received during a 90 day period immediately prior to Date of Application:

(iii) List the total retail value of the inventory of goods, wares and merchandise to be offered for sale based on the inventory uses for applicant’s most recent federal income tax return adjusted for sales and purchases:

(Add additional pages if necessary)